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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/581,326

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Xinhai Hua

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29052

7590

08/25/2008

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EXAMINER

TRAN, QUOC DUC

ART UNIT

PAPER NUMBER

2614

MAIL DATE

DELIVERY MODE

08/25/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Response to Amendment

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1 and 3 are rejected under 35 U.S.C. 102(b) as being anticipated by Aoyama (5,838,767).

Consider claims 1 and 3, Hoffman teaches a simulated user call test system and method built in a digital stored program control switch (col. 1 lines 7-8), comprising a back process module, a front call control process module and a hardware subsystem for performing a call test (col. 1 lines 42-52), wherein: the back process module runs on a maintaining platform of the switch for providing an operation interface (i.e., workstation) for a user to perform a call test setup, receives call test result data transmitted by the front call control process module, and performs display and statistical processes (col. 1 line 53 – col. 2 line 13); the front call control process module is included in a main control module of the switch for receiving call test setup parameters provided by the back process module, controlling the hardware subsystem to perform a call test process according to a flowchart and user parameters set, and reporting a result of call test to the back process module (col. 5 lines 8-48); the hardware subsystem comprises function process units of the digital stored program control switch to receive instructions from the front call control process module, performing test comprising at least one of the following: picking-up

or hanging-up phones, detecting signaling tone, dialing, sending test tone, or talking; and reporting test results to the front call control process module (col. 3 lines 21-36).

Allowable Subject Matter

3. Claims 2, 4-6 and 7 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

4. Applicant's arguments with respect to claims 1-7 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Any response to this action should be mailed to:

Mail Stop ____ (explanation, e.g., Amendment or After-final, etc.)
Commissioner for Patents
P.O. Box 1450
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Facsimile responses should be faxed to:

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Hand-delivered responses should be brought to:

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Quoc Tran** whose telephone number is **(571) 272-7511**. The examiner can normally be reached on Monday-Friday from 8:00 to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Curtis Kuntz**, can be reached on **(571) 272-7499**.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the **Technology Center 2600** whose telephone number is **(571) 272-2600**.

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/Quoc D Tran/
Primary Examiner, Art Unit 2614
February 26, 2008